

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MISSOURI

Sentencing Minute Sheet for the Honorable Ortrie D. Smith

UNITED STATES OF AMERICA  
vs.  
STACIE M. EMMERICH

Case No:08-00321-05-CR-W-ODS  
Date: 2/28/2011

Plaintiff Counsel

Bruce Rhoades, AUSA  
Time Commenced: 11:05 a.m.

Defendant Counsel

Bill Raymond, FPD  
Time Terminated: 12:07 p.m.

There are unresolved issues regarding the P.S.I. and the Guideline Range to be discussed with the Court: **The Court sustained in part and overruled in part the Defendant's objections to the PSI report.**

Total Offense Level: 23  
Imprisonment Range: 84 to 105 months

Criminal History Category: V  
Supervised Release Range: 4 to 5 years on Count 1; to 3 years on Count 5  
Restitution: Not Applicable

Special Assessment: \$100.00  
Fine Range: \$ 10,000 to \$ 3,000,000

The Defendant is sentenced to Counts 1, and 5.

Motion is filed by the U.S. Government for Downward Departure.  
 The Court grants said motion (doc #225).  
  
 Defense counsel statement. Government statement. Defendant statement.

INCARCERATION:

The Court hereby orders the defendant to serve the following term of incarceration with the FBP: **30 months on Counts 1 and 5, terms to run concurrent w/each other and 08-00013-04-CR-W-ODS.**  
  
 Defendant is hereby remanded to the custody of U.S. Marshal.

SUPERVISED RELEASE:

The Court hereby orders the defendant to the following term of Supervised Release: **5 years on Count 1, 3 years on Count 5, terms to run concurrent w/each other and 08-00103-04-CR-W-ODS.**

SPECIAL CONDITIONS OF SUPERVISED RELEASE OR PROBATION: See J&C

FINE: Waived

RESTITUTION: Not Applicable

SPECIAL ASSESSMENT:

The Court imposes the following Special Assessment: \$200.00

RECOMMENDATIONS:

The Court makes the following recommendations to the FBP: Upon application, the defendant be allowed to participate in the 500 Hour Residential Substance Abuse Program.

- Denial of federal benefits as provided in 21 U.S.C. 862, is not ordered in this case.
- Upon motion of the Government, Count 2 is dismissed.
- The Court advises the Defendant she has 14 days to appeal.

Court Reporter: Cynthia Johnson

Joella Baldwin, Courtroom Deputy